

**THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
ASHEVILLE DIVISION  
CIVIL CASE NO. 1:12-cv-00360-MR-DLH**

**RALPH O'NEIL STARNES, et al.,**

**Plaintiffs,**

**vs.**

**A.O. SMITH CORPORATION, et al.,**

**Defendants.**

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**ORDER**

**THIS MATTER** is before the Court on the parties' Joint Motion to Dismiss Defendant Blackmer Pump Company [Doc. 317].

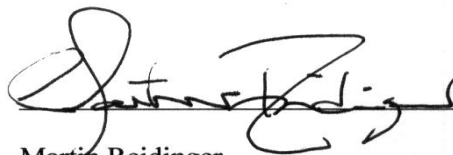
For the reasons stated in the motion, and for cause shown,

**IT IS, THEREFORE, ORDERED** that the Joint Motion [Doc. 317] is **GRANTED**, and all of the Plaintiffs' claims against Defendant Blackmer Pump Company are hereby **DISMISSED WITHOUT PREJUDICE**.

**IT IS FURTHER ORDERED** that Defendant Blackmer Pump Company's Motion to Dismiss [Doc. 250] is **DENIED AS MOOT**.

**IT IS SO ORDERED.**

Signed: February 4, 2014

  
Martin Reidinger  
United States District Judge

